

CLAIM LISTING

Claim 1 (Currently Amended): An isolated ~~[[and/]]~~ or recombinant nucleic acid sequence comprising a promoter region encoding nucleotides 3200 to 3556 of SEQ ID NO:5 ~~a nucleic acid sequence as shown from about position 778 to about position 422 in Figure 1~~ or a nucleic acid sequence functionally equivalent thereto, and comprising Ets binding sites at about nucleotides 3223, 3451 and 3520 of SEQ ID NO:5 and an Sp-1 binding site at about nucleotide 3274 of SEQ ID NO:5, ~~allowing for~~ wherein said nucleic acid sequence allows expression of a nucleic acid sequence of interest operably linked to said promoter ~~or functional fragment thereof~~ in a cancer cell ~~wherein said expression in said cancer cell is~~ in an epithelium-selective manner.

Claim 2 (Currently Amended): ~~[[A]]~~ An isolated or recombinant nucleic acid sequence according to claim 1 wherein said cancer cell ~~carcinoma comprises~~ is a lung carcinoma cell.

Claim 3 (Cancelled)

Claim 4 (Currently Amended): ~~[[A]]~~ An isolated or recombinant nucleic acid sequence according to claim 1 of human origin.

Claim 5 (Currently Amended): ~~[[A]]~~ An isolated or recombinant nucleic acid sequence according to claim 1 further comprising a nucleic acid of interest.

Claim 6 (Currently Amended): ~~[[A]]~~ An isolated or recombinant nucleic acid sequence according to claim 1 wherein said promoter region is ~~further comprising an~~ inducible or suppressible ~~promoter or functional fragment thereof~~.

Claim 7 (Currently Amended): ~~[[A]]~~ An isolated or recombinant nucleic acid sequence according to claim 1 further comprising a suicide gene or functional fragment thereof.

Claim 8 (Currently Amended): ~~[[A]]~~ An isolated or recombinant vector comprising a nucleic acid sequence according to claim 1.

Claim 9 (Currently Amended): A gene delivery vehicle comprising ~~[[a]]~~ an isolated or recombinant nucleic acid sequence according to claim 1.

Claims 10-13 (Cancelled)

Claim 14 (Currently Amended): A medicament for treating epithelial cancer comprising ~~[[a]]~~ an isolated or recombinant nucleic acid sequence according to claim 1 wherein said nucleic acid sequence of interest is a suicide gene.

Claims 15-19 (Cancelled)

Claim 20 (Currently Amended): ~~[[A]]~~ An isolated or recombinant nucleic acid sequence according to claim 5 ~~method in accordance with claim 19~~ wherein said ~~[[gene]]~~ nucleic acid of interest is a suicide gene.

Claim 21 (Currently Amended): ~~[[A]]~~ An isolated or recombinant nucleic acid sequence ~~method~~ in accordance with claim 20 wherein said suicide gene is thymidine kinase or cytosine deaminase ~~(CD)~~.

Claims 22-23 (Cancelled)

Claim 24 (Currently Amended): A host cell expressing ~~comprising a~~ the recombinant ~~which is a non-natural~~ nucleic acid sequence according to claim 1.